



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Marcus L. Thuesen *et al.*

Serial No.: 10/757,152

Filed: January 14, 2004

For: ADVERTISING INSERTS FOR  
FORTUNE COOKIES AND METHODS  
FOR THEIR DISSEMINATION

Group Art Unit: TBA

Examiner: TBA

Atty. Dkt. No.: ADPL:002

CERTIFICATE OF MAILING 37 C.F.R. § 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date below:	
Date <u>June 8, 2004</u>	<u>Keith B. Wilhelm</u> Keith B. Wilhelm

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R §§ 1.97(g),(h), this Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be

an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

The present Information Disclosure Statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits, and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with the filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Assistant Commissioner is hereby authorized to deduct said fees from the deposit account of Keith B. Willhelm, Attorney at Law, Deposit Account No. 501,435/ADPL:002.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,

June 8, 2004  
Date

Keith B. Willhelm  
Keith B. Willhelm, Reg. No. 31,442  
Attorney at Law  
6266 Del Monte  
Houston, Texas 77057  
(713) 780-9246  
(832) 656-3853  
(832) 251-3853 (fax)  
kbw@willhelm.com

Attorney for Applicants

Form PTO-1449 (modified)

Atty. Docket No.

ADPL:002

Serial No.

10/757,152

List of Patents and Publications for Applicant's

INFORMATION DISCLOSURE STATEMENT

(Use several sheets if necessary)

Applicant

Thuesen, Marcus L., et al.

Filing Date:

January 14, 2004

Group:

TBA

U.S. Patent Documents

See Page 1

Foreign Patent Documents

See Page 1

Other Art

See Page 1

## U.S. Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.
/M.S./	A1	3,770,278	11-06-1973	I. Mueller	273	153	06-02-1972
	A2	3,950,123	04-13-1976	E. Louie	425	500	02-06-1974
	A3	4,339,993	07-20-1982	Y. Lee	99	354	04-18-1980
	A4	4,426,186	01-17-1984	Y. Lee	414	225	07-06-1982
	A5	4,431,396	02-14-1984	Y. Lee	425	383	07-06-1982
	A6	4,908,761	03-13-1990	R. Tai	364	401	09-16-1988
	A7	2002/0195774 A1	12-26-2002	J. Shanahan			06-22-2001
	A8	Des. 412,770	08-17-1999	I. Martinez	D1	101	09-24-1996
	A9	Des. 436,391	01-16-2001	P. Sannito <i>et al.</i>	D21	813	02-04-2000

## Foreign Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Country	Class	Sub Class	Translation Yes/No
	B1						

## Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
/M.S./	C1	HALDANE, NEAL, Customized Cookies Bring Surprise Fortune, The Detroit News (July 27, 2001) (as published at <a href="http://www.detnews.com/2001/business/0107/27/b02-255457.htm">www.detnews.com/2001/business/0107/27/b02-255457.htm</a> - 11/20/03).
	C2	
	C3	

EXAMINER: /Michael Stibley/

DATE CONSIDERED: 09/08/2008

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

INFORMATION DISCLOSURE STATEMENT — PTO-1449 (MODIFIED)

information disclosure form 1449.doc

